

### **III. REMARKS**

The Examiner rejected claims 1-220 under the judicially created doctrine of non-statutory double-patenting over the claims contained in U.S. Patent No. 6,822,589. As noted by the Examiner, a timely filed Terminal Disclaimer may be used to overcome a non-statutory double-patenting rejection. Without prejudice to later argue that it was not necessary, Applicants submit herewith such a Terminal Disclaimer which overcomes the double-patenting rejection.


As stated above, Applicants have enclosed "copies" of documents filed previously with the Patent Office for recording a Name Change. Therefore, Applicants respectfully request that the Patent Office correct the current Assignee to Quickshift, Inc.

Applicants have also amended the Continuation Data and Detailed Description in the Specification to reflect the current status of the patent applications referenced.

#### IV. CONCLUSION

In view of the amendments and remarks set forth herein, this application is believed to be in condition for allowance and a notice to that effect is solicited. Nonetheless, should any issues remain that might be subject to resolution through a telephonic interview, the Examiner is requested to telephone the undersigned.

Respectfully submitted,



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#### CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence (along with any item referred to as being enclosed herewith) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 13, 2006.



Signature

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40532-P001M8P2 4/13/2006